

**MINUTES OF THE  
SENATE BUSINESS AND LABOR STANDING COMMITTEE**

215 Senate Building, Utah State Capitol Complex

February 25, 2016

**Members Present:** Sen. Curtis S. Bramble, Chair  
Sen. Gene Davis  
Sen. Deidre M. Henderson  
Sen. Karen Mayne  
Sen. Todd Weiler

**Members Excused:** Sen. J. Stuart Adams  
Sen. Ralph Okerlund

**Staff Present:** Mr. Joseph T. Wade, Policy Analyst  
Ms. Karen Allred, Committee Secretary

**NOTE:** A list of visitors and a copy of handouts are filed with the committee minutes.

Chair Bramble called the meeting to order at 5:22 p.m. and announced that, at the request of the sponsors, the following two bills will not be heard today:

**S.B. 198** Amendments Related to Deferred Deposit Lending (Sen. J. Dabakis)

**S.B. 214** Workplace Abusive Conduct Amendments (Sen. A. Jackson)

**MOTION:** Sen. Henderson moved to approve the minutes of the February 19, 2016, and February 23, 2016, meetings. The motion passed unanimously with Sen. Weiler absent for the vote.

**S.B. 58 3<sup>rd</sup> Sub. Nurse Practitioner Amendments (*D. Hinkins*)**

**MOTION:** Sen. Henderson moved to adopt **4<sup>th</sup> Sub. S.B. 58**.

Sen. Henderson assumed the committee chair.

Sen. Bramble explained the bill to the committee.

Sen. Hinkins further explained the bill to the committee.

Spoke for the bill: Paul Rogers, Workers' Compensation Fund  
Chris Singer, Nurse Practitioner Association  
Michelle McOmber, Utah Medical Association

Sen. Bramble resumed the committee chair.

**MOTION:** The motion to adopt **4<sup>th</sup> Sub. S.B. 58** passed unanimously.

**MOTION:** Sen. Henderson moved to pass the bill out favorably. The motion passed unanimously.

**MOTION:** Sen. Davis moved to place the bill on the Consent Calendar. The motion passed unanimously.

**S.B. 157 Pawnshop Amendments (*D. Thatcher*)**

Sen. Thatcher explained the bill to the committee assisted by Chad Platt, attorney.

Spoke to the bill: Chad Platt, Association of Prosecutors

Spoke for the bill: Gary Scheller, Victims of Crime  
Jennifer Valencia, Utah Sentencing Commission  
Lincoln Shurtz, Utah Association of Counties

Spoke against the bill: Mike Katsanevas, Pawnshop industry

**MOTION:** Sen. Henderson moved to pass the bill out favorably. The motion passed with Sen. Bramble and Sen. Weiler voting in opposition.

**H.B. 273 Condominium Association Amendments (*K. Powell*)**

Rep. Powell explained the bill to the committee.

Spoke for the bill: John Morris, Homeowners Action Committee

Spoke against the bill: George Chapman, citizen  
Sam Jenkins, citizen

**MOTION:** Sen. Mayne moved to pass the bill out favorably. The motion passed unanimously with Sen. Henderson absent for the vote.

**MOTION:** Later in the meeting, Sen. Henderson moved to reconsider the committee's action on **H.B. 273**. The motion passed unanimously with Sen. Davis and Sen. Weiler absent for the vote.

**MOTION:** Sen. Henderson moved to pass the bill out favorably. The motion passed unanimously with Sen. Davis and Sen. Weiler absent for the vote.

**S.B. 196 Retail Bag Impact Reduction Program (*J. Iwamoto*)**

**MOTION:** Sen. Weiler moved to adopt **1<sup>st</sup> Sub. S.B. 196**. The motion passed unanimously.

Sen. Iwamoto explained the bill to the committee.

Spoke to the bill: Dave Davis, Utah Retail Merchants Association

Spoke for the bill: Russ Wall, Senior Advisor, Salt Lake Valley Landfill

Ashley Yoder, Sustainability Manager,  
Lynn Pace, Utah League of Cities and Towns  
Laura Hansen, Executive Director, Jordon River

Spoke against the bill: George Chapman, citizen  
Ken Burton, Student, Weber State University  
Sam Jenkins, citizen

**MOTION:** Sen. Mayne moved to pass the bill out favorably as substituted. The motion passed with Sen. Bramble and Sen. Henderson voting in opposition.

Sen. Henderson assumed the committee chair.

**S.B. 201 Transportation Network Company Amendments (*C. Bramble*)**

**MOTION:** Sen. Bramble moved to adopt **1<sup>st</sup> Sub. S.B. 201**. The motion passed unanimously.

Sen. Bramble explained the bill to the committee.

Spoke for the bill: Eric Schroeder, General Manager, UBER

**MOTION:** Sen. Bramble moved to pass the bill out favorably. The motion passed unanimously.

**MOTION:** Sen. Bramble moved to place the bill on the Consent Calendar. The motion passed unanimously.

Sen. Bramble resumed the committee chair.

**H.B. 113 Health Care Sharing Ministry Amendments (*M. Kennedy*)**

**MOTION:** Sen. Weiler moved to lift **H.B. 113** from the table. The motion failed with Sen. Henderson and Sen. Weiler voting in favor and Sen. Bramble, Sen. Davis, and Sen. Mayne voting in opposition.

**S.B. 216 Workers' Compensation Related Amendments (*K. Mayne*)**

**MOTION:** Sen. Mayne moved to amend **S.B. 216** as follows:

1. *Page 8, Lines 217 through 218:*

217        (b) Subject to Subsection (11)(d), a workers' compensation insurance carrier or  
218        self-insured employer may contract . **either in writing or by mutual verbal agreement,**  
             with a hospital to establish reimbursement rates.

2. *Page 16, Lines 467 through 468:*

467        (b) Subject to Subsection (11)(d), a workers' compensation insurance carrier or

468     self-insured employer may contract ~~either in writing or by mutual verbal agreement,~~  
         with a hospital to establish reimbursement rates.

The motion passed unanimously.

Sen. Mayne explained the bill to the committee assisted by Paul Rogers, Workers' Compensation Fund.

**MOTION:** Sen. Davis moved to pass the bill out favorably. The motion passed unanimously.

**MOTION:** Sen. Davis moved to place the bill on the Consent Calendar. The motion passed unanimously.

**H.B. 36     Insurance Revisions (*J. Dunnigan*)**

**MOTION:** Sen. Bramble moved to adopt **2<sup>nd</sup> Sub. H.B. 36**. The motion passed unanimously with Sen. Davis absent for the vote.

**MOTION:** Sen. Bramble moved to amend the bill as follows:

1.     *Page 142, Lines 4367 through 4378:*

4367     (1) The task force shall review and make recommendations on the following issues:  
4368     (a) substance abuse and mental health;  
4369     (b) telehealth services;  
4370     (c) health professional licensing;  
4371     (d) regulation of health maintenance organizations and preferred provider  
4372     organizations;  
4373     (e) balanced billing for covered medical services;  
4374     (f) re-codification of the health insurance related parts of Title 31A, Insurance Code;  
4375     {and}  
4376     (g) the state Medicaid program {; } ; and  
         (h) the efficacy of managed care for dental services under Medicaid.  
4377     (2) A final report, including any proposed legislation, shall be presented to the  
4378     Business and Labor Interim Committee before November 30, 2016.

The motion passed unanimously with Sen. Davis absent for the vote.

Sen. Bramble explained the bill to the committee.

**MOTION:** Sen. Bramble moved to pass the bill out favorably as amended. The motion passed unanimously with Sen. Davis and Sen. Weiler absent for the vote.

**H.B. 48     4<sup>th</sup> Sub. Election Law Amendments (*D. McCay*)**

Rep. McCay explained the bill to the committee.

Spoke to the bill:                     Mark Thomas, Lt. Governors' Office

Curtis Koch, Davis County Clerk/Auditor

**MOTION:** Sen. Mayne moved to pass the bill out favorably. The motion passed unanimously with Sen. Davis and Sen. Weiler absent for the vote.

**H.B. 96 2<sup>nd</sup> Sub. Single Sign-on Business Database (*B. R. Cutler*)**

Rep. Cutler explained the bill assisted by Mike Hussy, Utah Department of Technology Services.

A handout was distributed.

**MOTION:** Sen. Mayne moved to pass the bill out favorably. The motion passed unanimously with Sen. Davis and Sen. Weiler absent for the vote.

**H.B. 106 Securities Amendments (*R. Cunningham*)**

**MOTION:** Sen. Henderson moved to adopt the following amendments:

1. *Page 1, Lines 13 through 14:*

13            ~~{ grants rulemaking authority to impose continuing education requirements~~  
                 ~~for~~  
14            ~~investment adviser representatives; }~~

2. *Page 7, Lines 191 through 194:*

191    ~~{(6) An investment adviser representative licensed under this chapter shall meet a~~  
192 ~~continuing education requirement if a continuing education requirement is~~  
         ~~established by the~~  
193 ~~division by rule made in accordance with Title 63G, Chapter 3, Utah Administrative~~  
194 ~~Rulemaking Act. }~~

The motion passed unanimously with Sen. Weiler absent for the vote.

Rep. Cunningham declared a Conflict of Interest and explained the bill to the committee.

Spoke for the bill: Keith Woodwell, Utah Division of Securities

Spoke in support of the amendment: Sam Jenkins

**MOTION:** Sen. Henderson moved to pass the bill out favorably. The motion passed unanimously with Sen. Weiler absent for the vote.

**H.B. 177 1<sup>st</sup> Sub. Mortgage Lending Amendments (*J. Stanard*)**

Rep. Stanard explained the bill to the committee.

**MOTION:** Sen. Mayne moved to pass the bill out favorably. The motion passed unanimously with Sen. Weiler absent for the vote.

**H.B. 330 State Fire Code Revisions (*M. Schultz*)**

Rep. Schultz explained the bill to the committee.

Spoke for the bill: Coy Porter, State Fire Marshall

**MOTION:** Sen. Henderson moved to pass the bill out favorably. The motion passed unanimously with Sen. Weiler absent for the vote.

**H.B. 249 1<sup>st</sup> Sub. General Contractors License Amendments (*M. Schultz*)**

Rep. Schultz explained the bill to the committee.

Spoke against the bill: Sam Jenkins, citizen

**MOTION:** Sen. Davis moved to pass the bill out favorably. The motion passed unanimously with Sen. Weiler absent for the vote.

**H.B. 288 Educational Records Protection Amendments (*C. Hall*)**

Rep. Hall explained the bill to the committee and a handout was distributed.

Spoke for the bill: Brad Asay, American Federation of Teachers  
Ben Horsely, Granite School District

Spoke against the bill: Renee Cowley, Utah Media Coalition

**MOTION:** Sen. Henderson moved to pass the bill out favorably. The motion passed unanimously with Sen. Weiler absent for the vote.

**MOTION:** Sen. Davis moved to adjourn. The motion passed unanimously with Sen. Weiler absent for the vote.

Chair Bramble adjourned the meeting at 7:39 p.m.